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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Khan et al.

Serial No.: 10/028,075

Filed: December 21, 2001

For: GENE REGULATOR

Examiner: To be assigned

Group Art Unit: To be assigned

Attorney Docket No.: 2183-5223US

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail (under 37 C.F.R. § 1.8(a)) on the date of deposit shown below with sufficient postage and in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

Date of Deposit

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Typed/printed name of person whose signature is

contained above

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents Washington, D.C. 20231

Sir:

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 or PTO/SB/08A be considered by the Examiner and made of record. Copies of the listed documents are enclosed pursuant to 37 C.F.R. § 1.98(a).

In accordance with 37 C.F.R. § 1.97(g) and (h), filing of this Information Disclosure Statement is not to be construed as a representation that a search has been made or an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b). Further, no representation is made by Applicants herein that no other possible material information as defined in 37 C.F.R. § 1.56(b) exists.



COPY OF PAPERS ORIGINALLY FILED

Attorney Docket No.: 2183-5223US

DOCUMENTS

U.S. Patent Documents

U.S. Patent No.

<u>Inventor</u>

Issue Date

6,319,504

Gallo et al.

11-20-2001

Other Documents

CONNELLY et al., Biphasic Regulation of NF-kB Activity Underlies the Pro- and Anti-Inflammatory Actions of Nitric Oxide, The Journal of Immunology, 2001, pp. 3873-81, 166, The American Association of Immunologists, USA.

FRIEDLANDER, Tackling anthrax, Nature, November 8, 2001, pp. 160-61, Vol. 414.

MEDZHITOV, Toll-like Receptors and Innate Immunity, Nature Reviews/Immunology,
November 2001, pp. 135-45, Vol. 1.

Applicants offer to supply any explanation or discussion of the documents that the Examiner feels is necessary or desirable and which is requested.

This Information Disclosure Statement is filed within three (3) months of the filing date of the above-identified application, and no certification pursuant to 37 C.F.R. § 1.97(c) or a fee pursuant to 37 C.F.R. § 1.17(p) is required.

Respectfully submitted,

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Date: February 4, 2002

ACT/bv

Enclosures: Form PTO-1449 or PTO/SB/08A

Copy of documents cited

Approved for use through 10/31/2002, OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Substitute	e for form 1449A/PTC)	8 11	5 6.	Complete if Known	
				Application Number	10/028,075	
INFO	RMATION	DIS	CLOSURE	Filing Date	12/21/2001	
STA	TEMENT B	YA	PPLICANT	First Named Inventor	Khan et al.	
				Group Art Unit	To be assigned	
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Sheet	1	of	2	Attorney Docket Number	2183-5223US	

U.S. PATENT DOCUMENTS									
		U.S. Patent Document Kind Code ² (if known) 6,319,504			Name of Patentee or Applicant	Date of Publication of	Pages, Columns, Lines, Where Relevan		
Examiner Initials *	Cite No. ¹				of Cited Document	Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear		
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	FOREIGN PATENT DOCUMENTS										
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¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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STATEMENT BY APPLICANT				First Named Inventor	Khan et al.	
				Group Art Unit	To be assigned	
	(use as mar	ny sh oe ts as	necessary)	Examiner Name	To be assigned	
Sheet	2	of	2	Attorney Docket Number	2183-5223US	

OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS								
Examiner Initials *								
		CONNELLY et al., Biphasic Regulation of NF-kB Activity Underlies the Pro- and Anti-Inflammatory Actions of Nitric Oxide, The Journal of Immunology, 2001, pp. 3873-81, 166, The American Association of Immunologists, USA.						
		FRIEDLANDER, Tackling anthrax, Nature, November 8, 2001, pp. 160-61, Vol. 414.						
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